

# AGENDA

## REGULAR MEETING OF COUNCIL MONDAY, MARCH 22, 2004 AT 7:00 PM IN THE CITY HALL COUNCIL CHAMBERS

### A. MINUTES

- A. 1. Adoption of Agenda That the agenda be adopted as presented.
- A. 2. Adoption of Minutes That the minutes of the Regular Council meeting held March 8, 2004 be adopted as circulated.

### B. DELEGATIONS

- B. 1. Recognition of Champions Recognizing champions from the community.
- B. 2. Proud and Proactive Committee Dan Washington and Tom McEvay of the Proud and Proactive Committee to provide an outline of the Committee's role, progress and planned questionnaire.
- B. 3. BC Government Employees Union - Community Social Services Grace Todd representing the BC Government Employees Union (BCGEU) to discuss the province's funding cuts to Community Social Services.

### C. CORRESPONDENCE

#### C. (i) PROCLAMATIONS

- C. (i) 1. NorskeCanada - Community Health Safety and Wellness Day NorskeCanada submitting a letter dated March 10, 2004 requesting that May 29, 2004 be proclaimed as "Community Health Safety and Wellness Day" in Port Alberni.
- C. (i) 2. Community Arts Council of the Alberni Valley - BC Arts and Culture Week Community Arts Council of the Alberni Valley submitting a letter dated March 16, 2004 requesting that April 24 through May 1, 2004 be proclaimed as "BC Arts and Culture Week" in Port Alberni.

#### C. (ii) CORRESPONDENCE FOR ACTION

- C. (ii) 1. Bread of Life - sidewalk sale Bread of Life submitting a letter dated March 13, 2004 requesting permission to use the City sidewalk in front of its premises at 3130 3<sup>rd</sup> Avenue to display items for sale, two or three days a week from 10:00 am to 4:00 pm, March 18 through September, and providing a Certificate of Liability Insurance covering the sidewalk area with the City of Port Alberni named as co-insured. *(Note: Staff recommend approval subject to the insurance and terms outlined in their letter.)*

C. (ii) 2. Chamber of Commerce  
- funding request for business guide  
Ann Pley on behalf of the Alberni Valley Chamber of Commerce submitting a letter dated March 3, 2004 requesting funding for the publication "The Valley of Opportunity", a guide used by the Chamber to promote investment in the area. *(Note: Staff recommend approval subject to the the City being a partner in the format and content.)*

C. (ii) 3. City of Coquitlam  
- gaming research  
City of Coquitlam submitting a copy of a letter to the Premier dated February 23, 2004 urging the Province to create an independent provincial research organization to investigate the impacts of gambling within communities.

**C. (iii) INFORMATIONAL CORRESPONDENCE**

C. (iii) 1. Cowichan Valley Safer Futures  
Cowichan Valley Safer Futures submitting its Winter 2003/04 newsletter providing information on the "Women and Community Safety Project".

C. (iii) 2. Canadian Heritage  
- Library book rate  
Canadian Heritage submitting a letter dated February 26, 2004 advising that the inclusion of non-print materials in the Library Book Rate would be considered at the next Memorandum of Agreement between Canadian Heritage and Canada Post in March 2005.

C. (iii) 3. Premier Campbell  
- Advanced Education funding  
Premier Campbell submitting a letter dated February 27, 2004 advising that Advanced Education funding will increase by \$105 million in the next three years.

C. (iii) 4. Citizens' Assembly on Electoral Reform  
Citizens' Assembly on Electoral Reform submitting its March 9, 2004 Newsletter.

C. (iii) 5. Chamber of Commerce  
- Spirit of 2010 Business Summit  
Chamber of Commerce submitting an email dated March 12, 2004 advising of the Spirit of 2010 Business Summit in Vancouver on May 3, 2004, an event providing business and community leaders with information to seize opportunities provided by 2010 Winter Olympics.

C. (iii) 6. Canadian Diabetes Association  
- Cycling Tour  
Robin Nadig, Tour Co-ordinator for the Vancouver Island Cycling Tour for the Prevention of Diabetes in Children, submitting a letter dated March 17, 2004 providing information on the Kiwanis sponsored cycling tour beginning on May 30, 2004.

C. (iii) 7. Milner Trucking, Excavating and Disposal  
- Highway 4 closures  
Milner Trucking, Excavating and Disposal submitting a fax received March 16, 2004 providing a schedule of traffic delays on the Alberni Highway during the "S bends" improvement construction project.

- C. (iii) 8. Port Coquitlam  
- *Community Charter* - size of Council  
Port Coquitlam submitting a copy of letter to the Ministry of Community, Aboriginal and Women's Services requesting a delay to the implementation of Section 118(2) of the *Community Charter* regarding size of Council (number of Councillors).
- C. (iii) 9. District of North Vancouver  
- *Community Charter* - size of Council  
District of North Vancouver submitting a copy of a letter to the Minister of Community, Aboriginal and Women's Services dated March 9, 2004 requesting that the Community Charter requirement with respect to the size of Council be delayed until the 2008 municipal election.
- C. (iii) 10. Town of View Royal  
- GST  
Town of View Royal providing a copy of a letter to the Prime Minister dated March 1, 2004 supporting the Federal government's proposed elimination of GST paid by local government sectors.
- C. (iii) 11. Town of View Royal  
- BC Hydro rate increase  
Town of View Royal providing a copy of a letter to the BC Utilities Commission dated March 1, 2004 opposing the proposed large single jump in hydro rates and suggesting a gradual increase of approximately 2% per year over four years.
- C. (iii) 12. Health Employers Association of BC  
- Facilities Subsector Bargaining  
Health Employers Association of BC (HEABC) submitting a letter dated March 11, 2004 providing background information relating to collective bargaining for health care employers in BC.
- C. (iii) 13. Union of BC Municipalities  
- dispute resolution  
Union of BC Municipalities (UBCM) submitting a copy of its document entitled "Communities in Cooperation" a guide to alternative dispute resolution for First Nations and local governments in BC. (*Note: Guide in Reading File.*)
- C. (iii) 14. Union of BC Municipalities  
- resolution process  
Union of BC Municipalities (UBCM) submitting a notice dated March 17, 2004 outlining the 2004 resolution process for the Annual Convention.
- C. (iii) 15. Ministry of Water, Land and Air Protection  
- fee increases  
Ministry of Water, Land and Air Protection providing a summary of fee increases relating to Waste Management and Integrated Pest Management.
- C. (iii) 16. Dewayne Parfitt, President, Port Alberni 2004 BC Winter Games  
Dewayne Parfitt, President, Port Alberni 2004 BC Winter Games submitting letters of appreciation for 3 City employees: Theresa Kingston, Jack Payne and Scott Kenny who were Winter Games Directors.
- D. BYLAWS**
- D. 1. "Zoning Amendment No. 21 (2981 Burde Street  
That the report from the City Planner dated March 16, 2004 regarding a zoning amendment to the property at 2981 Burde Street from FD - Future Development District

- Rural Residential) Bylaw" No. 4550  
- for 1<sup>st</sup> and 2<sup>nd</sup>  
reading

to R5 - Rural Residential District to accommodate subdividing the property into two lots, be received.

That "Zoning Amendment No. 21 (2981 Burde Street - Rural Residential) Bylaw" No. 4550, be now introduced and read a first time.

That "Zoning Amendment No. 21 (2981 Burde Street - Rural Residential) Bylaw" No. 4550, be now read a second time.

That "Zoning Amendment No. 21 (2981 Burde Street - Rural Residential) Bylaw" No. 4550, be advanced to a Public Hearing to be held on Tuesday, April 13, 2004 at 6:40 pm in the Council Chambers at City Hall.

D. 2. "Council Remuneration and Expenses Bylaw", No. 4547  
- for final adoption

That "Council Remuneration and Expenses Bylaw", No. 4547, be now finally adopted, signed by the Mayor and Clerk, sealed with the corporate seal and numbered 4547.

**E. UNFINISHED BUSINESS NIL**

**F. REPORTS**

F.1. Accounts

That the certification of the Director of Finance dated March 22, 2004 be received and the cheques numbered to inclusive, in payment of accounts totaling be approved.

F. 2. RCMP  
- monthly report

That the monthly report from the Officer in Charge, RCMP, Port Alberni Detachment providing information about departmental operations in February 2004, be received.  
*(To be circulated separately.)*

F. 3. Parks and Recreation  
- monthly report

That the monthly report from the Director of Parks and Recreation providing information about departmental operations in February 2004, be received.

F. 4. Museum  
- monthly report

That the monthly report from the Director of the Alberni Valley Museum providing information about departmental operations in February 2004 and the minutes from the Alberni Valley Museum and Heritage Commission meeting held March 3, 2004, be received.

F. 5. Fire Department  
- monthly report

That the monthly report from the Fire Department providing information about departmental operations in February 2004, be received.

F. 6. City Clerk  
- Audit Committee  
March 8, 2004

That the minutes from the March 8, 2004 Audit Committee Meeting, the report from the City Clerk dated March 17, 2004 responding to questions raised at the meeting, and the February 2004 Financial Statements, be received.

F. 7. City Planner  
- Proposed  
Development  
Variance Permit  
No. 47 - 3753 10<sup>th</sup>  
Avenue

That the report from the City Planner dated March 16, 2004 regarding proposed Development Variance Permit Application No. 47, be received and Council proceed with consideration of the Development Variance Permit.

Applicant: Marlowe-Yeoman Ltd.  
The applicant has applied to the City of Port Alberni for a Development Variance Permit for the property at 3753 10<sup>th</sup> Avenue legally described as Lot 2 District Lot 1, Alberni District, Plan 12949

The Development Variance Permit is required to do the following:

1. Development Variance Permit No. 47 - To vary the Bulk and Site Regulations as specified in Section 6.15.3 of Port Alberni Zoning Bylaw 1998, No. 4395 as follows:

a) Vary the Rear Yard Setback from 6 metres to 1.524 metres.

The Development Variance Permit will facilitate the construction of a proposed new 15,000 to 16,000 square foot Shoppers Drug Mart and associated parking, to the south of Fairway Market.

- a) Introductory remarks by the Chair  
Input received from the public and applicant and comments by staff and Council will form part of the record of input into the Development Variance Permit application.
- b) Background information from City Staff  
(NOTE: Members of the Public and Council will have the opportunity to ask questions of City Staff later on in this meeting.)
- c) Late correspondence regarding the matter  
(To be read by the Clerk)
- d) Presentation by the Applicant

- e) Input from the Public (Members of the Public, in making their presentations, may also ask questions, through the chair, of City Staff and/or Applicant.)
- f) Questions from Council (Members of Council may ask questions, through the Chair, of City Staff, the Applicant or of the members of the public who may have spoken.)

Development Variance Permit No. 47  
- 3753 10<sup>th</sup> Avenue

That Development Variance Permit No.47 to vary the Bulk and Site Regulations as specified in Section 6.15.3 of Port Alberni Zoning Bylaw 1998, No. 4395 as follows:

- a) Vary the Rear Yard Setback from 6 metres to 1.524 metres.

for the lands legally described as Lot 2 District Lot 1, Alberni District, Plan 12949, be authorized by resolution of the City Council on March 22, 2004.

- F. 8. City Clerk  
- Sri Sanatan Dharam Society  
request for permissive tax exemption
- That the report from the City Clerk dated March 17, 2004 and the letter from the Sri Sanatan Dharam Society dated February 24, 2004 requesting property tax exemption for the entire property at 4332 Scott Street, be received.

That Council approve the City Clerk's recommendation to delay a decision until a review of Council's policy for permissive tax exemption is completed.

- F. 9. City Clerk  
- removal of All Saints Anglican Church from Church Exemption Bylaw
- That the report from the City Clerk dated March 18, 2004 advising that All Saints Anglican Church is no longer owned by the church or operated as a place of worship, and as a result the buildings and property no longer qualify for tax exemption and recommending an amendment to the Church Exemption Bylaw before October 2004 to remove the noted property from the Bylaw, be received and Council concur with the recommendation.

- F. 10. Director of Finance - Transit 2004-05 Annual Operating Agreement  
That the report from the Director of Finance dated March 16, 2004 recommending renewal of the Annual Transit Operating Agreement, be received.  
That the Annual Operating Agreement for the period April 1, 2004 to March 31, 2005 between the City of Port Alberni and British Columbia Transit and Western Bus Lines be approved, signed by the Mayor and Clerk and sealed with the Corporate Seal.
- F. 11. Director of Public Works - Capital Sidewalk Budget  
That the report from the Director of Public Works dated March 17, 2004 requesting approval for the following sidewalk projects:  
1. North Park Drive between 10<sup>th</sup> and 11<sup>th</sup> Avenue;  
2. 4<sup>th</sup> Avenue from Montrose to Mar Street; and  
3. Elizabeth Street from Johnson to Berke.  
using funds from the Sidewalk Capital Budget, be received and the request approved.
- F. 12. Administrative Assistant - Annual Global Forest and Paper Industry Conference  
That the report from the Administrative Assistant dated March 16, 2004 requesting authorization for the Mayor to attend the Annual Global Forest and Paper Industry Conference on March 31 in Vancouver at a cost of \$730, be received.
- F. 13. Mayor's Report
- F. 14. Councillors' Reports

**G. MOTIONS AND NOTICES OF MOTION**

**H. OTHER COMPETENT BUSINESS**

**I. ADJOURNMENT**

That the meeting terminate at                      pm.

***Mayor to ask:*** Are there any questions from the news media?